T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

double patenting rejection, Rule 321(b) (see 14.27.01).	Date:			29-May-08	APPL. S. N:	10759454			
PARALEGAL SPCECIALIST SUBJECT: Decision on Terminal Disclaimer(T.D.) filed: INSTRUCTIONS: I have reviewed the submitted T.D. with the results as set forth below. If you agree, please use the appropriatory paragraphs identified by this informal memo in your next Office action to notify applicant of the T.D. If you disagree or have any questions, please see me or the Special Program Examiner. THIS IS AN INFORMAL, INTERNAL MEMO ONLY. IT MUST NOT BE (1) MAILED TO APPLICANT OR (2) PLACED OF RECORD IN THE APPLICATION FILE. When your action is composed initial, date and return this memo to me. THANK YOU. The T.D. is PROPER and has been recorded (see 14.23). The T.D. is NOT PROPER and has not been accepted for the reason(s) checked below (see 14.24): The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01). The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01). The T.D. is larceted to a particular claim(s), which is not acceptable since "the disclaimer must be for a term portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02). The person who signed the T.D.: is not an attorney "of record" (see 14.29 and 14.29.01). has falled to state his/her capacity to sign for the business entity (see 14.28). is not recognized as an officer of the assignee (see 14.29 & possible 14.29.02). No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72.) NOTE: This documentary evidence or the application (see 14.26.03). The T.D. is not signed (see 14.26 & 14.26.03). The serial number of the application (or the n	To Exam	iner:		BOAKYE, ALEXANDER	Art Unit	2616			
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Application Number	Application/Control No.		Applicant(s)/Patent under Reexamination CAO, JUN						
Document Code - DISQ		Internal Dod		cument – DO NOT MAIL					
TERMINAL DISCLAIMER	⊠ APPROV	ED	☐ DISAPPROVED						
Date Filed : March 26, 2008	This patent is subject to a Terminal Disclaimer								
Approved/Disapproved by:									
Henry D. Jefferson									

U.S. Patent and Trademark Office



In re application of:

Jun CAO

Group Art Unit: 2616

Serial No.: 10/759,454

Examiner: Alexander O. BOAKYE

Filed: January 20, 2004

Atty. Docket No.: 058268.00367

For: BIT SLICE ARBITER

TERMINAL DISCLAIMER UNDER 37 CFR 1.321(c)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450.

Sir:

Petitioner, BROADCOM CORPORATION, having its place of business at 16215 Alton Parkway, Irvine, California, 92618-3616, represents that it is the assignee and owner of all right, title and interest in and to U. S. Patent Application Serial No. 10/759,454, filed January 20, 2004, for BIT SLICE ARBITER, the assignment for the application being recorded in the Patent and Trademark Office on April 5, 2001 at Reel 011661, Frame 0313. Petitioner is also the assignee of all right, title, and interest in and to U. S. Patent No. 6,700,899, issued March 2, 2004, the Assignment for the patent being recorded in the Patent and Trademark Office on April 5, 2001 at Reel 010706, Frame 0304.

Petitioner hereby disclaims the terminal part, if any, of any patent granted on application Serial No. 10/759,454, which would extend beyond the expiration date of United States Patent No. 6,700,899 issued March 2, 2004, and hereby agrees that any patent so granted on application Serial No. 10/759,454, shall be enforceable only during such period that the legal title to such patent shall be the same as the legal title to United States Patent No. 6,700,899, this agreement to run with any patent granted on the application, Serial No. 10/759,454, and to be binding on its grantee, its successors, or assigns.

> 03/27/2008 SZEWDIE1 00000069 10759454 130.00 OP B1 FC:1814

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 6,700,899 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(c), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned on behalf of petitioner, BROADCOM CORPORATION, hereby states and declares that I have the authority to execute this Terminal Disclaimer on behalf of the petitioner.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 3/6/08

By: Signature

Dee Henderson

Director, Intellectival Property Administration

(Title)

Respectfully submitted,

ES PATENT AND TRADEMARK OFFICE

In re application of:

Jun CAO

Group Art Unit: 2616

Serial No.: 10/759,454

Examiner: Alexander O. BOAKYE

Confirmation No.: 7832

Filed: January 20, 2004

Atty. Docket No.: 058268.00367

For: BIT SLICE ARBITER

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

March 26, 2008

Sir:

Submitted herewith for filing in the above-identified application, is a Terminal Disclaimer.

Enclosed is a check in the amount of One Hundred Thirty Dollars (\$130.00) to cover the required fee. In the event that any additional fees are due with respect to this paper, please charge Counsel's Deposit Account No. 50-2222.

Respectfully submitted,

Michael A. Leonard II Attorney for Applicant(s) Reg. No. 60,180

man

Customer Number 32294 SQUIRE, SANDERS & DEMPSEY LLP 8000 Towers Crescent Drive, 14th Floor Tysons Corner, Virginia 22182-2700 Telephone: 703-720-7800

Fax: 703-720-7802

MAL:if

Enclosures: Check No. 18404; Terminal Disclaimer